

Attorney's Docket No. 003800-833

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
MONICA JÖNSSON et al.) Group Art Unit: 1617
Application No.: 09/970,649) Examiner: San-ming Hui
Filed: October 5, 2001) Confirmation No.: 2032
For: PARENTERALLY)
ADMINISTRABLE)
MICROPARTICLES)

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12-21-02

RESPONSE

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Official Action of November 6, 2002, Applicants elect with
traverse the claims of Group I (i.e., method Claims 1 to 37).


It further is respectfully is urged that the subject matter of microparticle Claims 38
to 42, 45 to 59 also be examined at this time. The Examiner is urged to use discretion
under 35 U.S.C. §121 and withdraw the restriction requirement since the search and
examination of all claims can be accomplished without serious burden. Such examination is
urged to make possible increased efficiency for all concerned.

The presently claimed microparticles are not disclosed or suggested in U.S. Patent
No. 4,822,535. No parenterally administrable starch microparticles are contemplated in
the patent. In the present invention the microparticles contain a biologically active
substance in essentially non-chemically complex form and in the form of solid particles
having a mean size of 0.05 to 30 μ m. In U.S. Patent No. 4,822,535 the active ingredients
are encapsulated in dissolved form.

The examination and allowance of the entire Application are respectfully requested.

Respectfully submitted,

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